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UNITED STATES DISTRICT COURT

10 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

11 PHILADELPHIA INDEMNITY  
12 INSURANCE COMPANY, a  
Pennsylvania corporation,

13 Plaintiff,

14 v.

15 IEC CORPORATION, a Delaware  
corporation

16 Defendant.

17 IEC CORPORATION, a Delaware  
corporation,

18 Counterclaimant,

19 v.

20 PHILADELPHIA INDEMNITY  
INSURANCE COMPANY, a  
Pennsylvania corporation

21 Counter-Defendant

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CASE NO. 8:16-CV-295-DOC (DFM)

**DECLARATION OF EDWARD J.  
MCKINNON IN SUPPORT OF  
PHILADELPHIA INDEMNITY  
INSURANCE COMPANY'S  
FURTHER RENEWED MOTION  
FOR SUMMARY JUDGMENT OR,  
IN THE ALTERNATIVE, PARTIAL  
SUMMARY JUDGMENT**

Date: May 29, 2018

Time: 8:30 a.m.

Crtrm.: 9D

**REDACTED VERSION OF  
DOCUMENT SUBMITTED UNDER  
SEAL**

I, Edward J. McKinnon, hereby declare:

1       1. I have personal knowledge of the matters set forth herein. If called as a  
2 witness, I could and would testify competently thereto under oath.

3       2. I was retained by plaintiff/counter-defendant Philadelphia Indemnity  
4 Insurance Company (“PIIC”) through its counsel to offer expert opinions in this  
5 matter with IEC Corporation (“IEC”) relating to insurance claims handling.

6       3. Attached hereto as **Exhibit 1** is a true and correct copy of my expert  
7 report submitted on March 30, 2018 which outlines my opinions and is incorporated  
8 by reference herein. This report includes but is not limited to my opinions: ( [REDACTED]

9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]

25 [REDACTED] (See, e.g., Ex. 1 pp. 7-10, 12-  
26 14, 16)

27       I declare under penalty of perjury under the laws of the United States of

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3722534v1

Case No. 8:16-cv-295-DOC (DFM)

America that the foregoing is true and correct.

1       Executed this 9th day of April, 2018 in Acton, California.

  
Edward J. McManam

Edward J. McKinnon

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California 94105 101 Second Street, 24<sup>th</sup> Floor CLYDE & CO US LLP

# **Exhibit 1**

**EXHIBIT 1**  
**HAS BEEN**  
**CONDITIONALLY**  
**FILED UNDER SEAL**